

COUNTY OF SUFFOLK



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DEPARTMENT OF LAW

July 28, 2020

Honorable Joanna Seybert, U.S.D.J.  
United States Federal Courthouse  
100 Federal Plaza  
Central Islip, New York 11722

RE: Scott v. County of Suffolk  
Docket No.: CV 12-6415 (JS)(SIL)

Dear Judge Seybert:

This Office represents the County of Suffolk in the above referenced action. All defendants in the matter have requested permission to move for summary judgement. The Court has set a briefing schedule as follows; defendants moving papers served by August 12, 2020; plaintiff's opposition served by September 28, 2020; with defendants reply served by October 13, 2020. I write at this time on behalf of all defendants to respectfully request an extension of all the scheduled dates for a period of thirty days. I have conferred with counsel for the plaintiff, John Bennett, Esq. and Kenneth Auerbach, Esq. and they have consented to our request.

The reason for this request is that I have a rather extensive appellate brief in the matter of *Anilao v. Spota*, (19-3949) which falls due before the Second Circuit at the end of the same week as the instant motion must be filed. I also have several depositions scheduled during the weeks prior to and after the week of August 12<sup>th</sup>. For continuity, counsel for the other defendants are joining in this request as well. With this in mind, we are respectfully requesting the following extension of the above motion schedule:

Defendants moving papers served on or before **September 11, 2020**  
Plaintiff's opposition papers served on or before **October 28, 2020**  
Defendants reply papers served on or before **November 13, 2020**.

I thank the Court for its consideration of this request.

Respectfully submitted,

DENNIS M. COHEN  
Suffolk County Attorney

Brian C. Mitchell  
Brian C. Mitchell  
Assistant County Attorney

Cc: All parties (via ECF)